

10/511034

DTU4 Rec'd PCT/PTO 13 OCT 2004

PATENT APPLICATION
Q83745

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

In re application of

Masashi OTSUKI, *et al.*

Appln. No.: TBA

Confirmation No.: TBA

Group Art Unit: TBA

Filed: October 13, 2004

Examiner: TBA

For: POSITIVE ELECTRODE FOR NON-AQUEOUS
ELECTROLYTE BATTERY AND METHOD OF
PRODUCING THE SAME AND NON-AQUEOUS
ELECTROLYTE BATTERY

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§1.97 AND 1.98

MAIL STOP PCT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents listed on the attached Form PTO/SB/08 A & B (modified), which the Examiner may deem material to the patentability of the claims of the above-identified application.

One copy of each of the listed documents, other than any U.S. patents and patent publications, is submitted herewith.

The present Information Disclosure Statement is being filed: (1) no later than three months from the application's filing date; or (2) before the mailing date of the first Office Action on the merits (whichever is later); or (3) before the mailing date of the first Office Action after

filing a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 and, therefore, no Statement under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. §1.98(a)(3) for foreign language documents, Applicants enclose herewith an International Search Report (ISR) dated July 22, 2003, issued in the corresponding PCT application citing such documents, together with an English-language version (if not already included) of at least that portion of the ISR indicating the degree of relevance found by the foreign searching authority.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all additional required fees (except the Issue/Publication Fees) to our Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is also attached.

Respectfully submitted,



John T. Callahan
Registration No. 32,607

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: October 13, 2004 .

Complete if Known

Substitute for Form PTO-1449

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANTS**

(use as many sheets as necessary)

Application Number	10/511034
Confirmation Number	TBA
Filing Date	October 13, 2004
First Named Inventor	Masashi OTSUKI
Art Unit	TBA
Examiner Name	TBA
Attorney Docket Number	Q83745

Sheet

1

of

1

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
	AA				
	AB				
	AC				
	AD				
	AE				
	AF				
	AG				
	AH				
	AI				

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
	AJ	JP	58-218755	A	12/20/1983	Yuasa Battery Co., Ltd.	Abstract
	AK	JP	63-24301	B2	05/20/1988	Matsushita Electric Industrial Co., Ltd.	Abstract
	AL						
	AM						
	AN						
	AO						
	AP						
	AQ						
	AR						
	AS						
	AT						
	AU						

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶
	AV		
	AW		
	AX		
	AY		
	AZ		

Examiner's
Signature:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.